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**PROVISIONAL APPLICATION FOR PATENT COVER SHEET**

This is a request for filing a PROVISIONAL APPLICATION FOR PATENT under 37 CFR §1.53(c).

INVENTOR(S)					
Given Name (first and middle (if any))		Family Name or Surname		Residence (City and either State or Foreign Country)	
Stafford		Brignac		The Woodlands, TX	
<input type="checkbox"/> Additional Inventors are being named on the <u>0</u> separately numbered sheets attached hereto.					
TITLE OF THE INVENTION (280 characters max)					
METHOD AND APPARATUS FOR ARCHIVING BIOLOGICAL SAMPLES IN A SOLID STATE MANNER					
CORRESPONDENCE ADDRESS					
Direct all correspondence to:					
<input type="checkbox"/> Customer Number:		Place Customer Number Bar Code Label Here			
OR					
<input checked="" type="checkbox"/> Firm or Individual Name		Fish & Richardson P.C. (Southern California)			
Address		4225 Executive Square, Ste. 1400			
City		La Jolla	State	CA	ZIP 92037
Country		United States	Telephone	(858) 678-5070	Fax (858) 678-5099
ENCLOSED APPLICATION PARTS (check all that apply)					
<input checked="" type="checkbox"/> Specification		Number of Pages	5	<input checked="" type="checkbox"/> Small Entity Statement	
<input checked="" type="checkbox"/> Drawing(s)		Number of Sheets	1	<input type="checkbox"/> Other (specify) postcard	
METHOD OF PAYMENT OF FILING FEES FOR THIS PROVISIONAL APPLICATION FOR PATENT (check one)					
<input checked="" type="checkbox"/> A check or money order is enclosed to cover the filing fees.				FILING FEE AMOUNT (\$)	
<input type="checkbox"/> The Commissioner is hereby authorized to charge filing fees or credit any overpayment to Deposit Account Number: 06-1050				\$75	
The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.					
<input checked="" type="checkbox"/> No.					
<input type="checkbox"/> Yes, the name of the U.S. Government agency and the Government contract number are:					

Respectfully submitted,

Diane L. Gardner  
Signature

Name Diane L. Gardner, Reg. No. 36,518Date October 26, 1999Telephone No. (858) 678-4355Docket No. 07762-008001

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## CERTIFICATE OF MAILING BY EXPRESS MAIL

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I hereby certify that this correspondence is being  
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Date of Deposit XOctober 26, 1999Signature Amanda SchiefelTyped Name of Person Signing XAmanda Schiefel

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ATTORNEY DOCKET NO. 07762-008001

Applicant or Patentee: Stafford Briggs  
 Serial or Patent No.: Not yet assigned  
 Filed or Issued: October 26, 1999  
 For: METHOD AND APPARATUS FOR ARCHIVING BIOLOGICAL SAMPLES IN A SOLID STATE MANNER

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(d) and 1.27(c)) — SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below;  
☒ an official of the small business concern empowered to act on behalf of the concern identified below.

Name of Small Business Concern: GENOMETRIX INCORPORATED  
 Address of Small Business Concern: 3608 Research Forest Drive, Suite B7  
The Woodlands, TX 77381

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD AND APPARATUS FOR ARCHIVING BIOLOGICAL SAMPLES IN A SOLID STATE MANNER by inventor(s) MICHAEL E. HOGAN described in:

- ☒ the specification filed herewith.  
☐ application serial no. \_\_, filed \_\_.  
☐ patent no. \_\_, issued \_\_.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

Full Name: \_\_\_\_\_

Address: \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status when any new rule 53 application is filed or prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent on which this verified statement is directed.

Name:	MITCHELL D. EGGERS, PH.D.
Title:	President & CEO
Address:	3608 Research Forest Drive, Suite B7 The Woodlands, TX 77381

Signature: [Signature]  
 10093310.doc

Date: 10/26/99

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Attorney's Docket No.: 07762-008001

PROVISIONAL APPLICATION FOR PATENT

under

37 CFR §1.53(c)

TITLE: METHOD AND APPARATUS FOR ARCHIVING  
BIOLOGICAL SAMPLES IN A SOLID STATE MANNER

APPLICANT: STAFFORD BRIGNAC

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I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

October 26, 1999

Date of Deposit

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Amanda Schiefen

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